JUDGE RAKOFF

08 CV 02777

NICOLETTI HORNIG & SWEENEY
Attorneys for Plaintiff
Wall Street Plaza
88 Pine Street
New York, New York 10005
(212) 220-3830
Attorney: James F. Sweeney (JFS-7745)
NH&S File No.: 10000480 JFS

RECEIVED
MAR 17 2008
U.S.D.C. S.D. N.Y.
CASHIERS

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

---X

INTERNATIONAL MARINE UNDERWRITERS
a/s/o BRISTOL SEAFOOD INC.,

Plaintiff,

-against-

M.V. PIONEER BAY and M.V. LT LLOYDIANA
their respective engines, boilers, etc. and
and ZIM INTEGRATED SHIPPING SERVICES, LTD.,

Defendants.

---X

Case No.: 08 Civ. ( )

STATEMENT PURSUANT
TO RULE 7.1

Pursuant to Rule 7.1 of the Federal Rules of Civil Procedure and to enable Judges and magistrate judges of the court to evaluate possible disqualification or refusal, the undersigned counsel of record for a private (non-governmental) party certifies that the following are corporate parents, affiliates and/or subsidiaries of said party which are publicly held:

See attached.

Dated: New York, New York
March 17, 2008

James F. Sweeney (JFS-7745)

and the insurer's claims departmen
ributed through MGAs and independen
: in promoting MGA success through
MGAs, helping them develop their own
ı, which has resulted in the sale of higher
roup producers and managing general
: salaried group representatives, work with
ccident and health products.

TE STRUCTURE

	DOMICILE	%OWN
	UK	
	UK	100
e Company plc	UK	100A
,ife Assur. Corp. plc	UK	100B
' Puerto Rico Ltd.	PR	100C
ɔn plc	UK	100C
	DE	100D
ɔnal Holdings Ltd.	UK	100D
	Netherlands	100E
gs B.V.	Netherlands	100
lings Luxembourg S.A.	Luxembourg	100
	DE	54.1F
rs' Insurance	MA	
		100
l Insurance Company	MO	100
nsurance Association	NJ	100
Insurance Company	MA	100
n York Ins. Co.	ME	100
xas	TX	100
Life Ins Co of Amer	DE	100
e Co. of New York	NY	100
e Insurance Company	MA	100
surance Company	MA	100
ıs. Co. of America	PA	100
mpany of New York	NY	100
Reins Co of Amer	CA	100
:e Company	NY	100
ı Insurance Company	IA	50.2G
ı Insurance Co.	IA	99.8
Insurance Co.	IL	100
ile Insurance Co.	OR	100
nsurance Company	OR	100
mpany of New York	NY	100
ɔmpany	Canada	67.4H
e Company	PA	100
e Company	OK	100
erchants Ins. Co.	OK	100
nsurance Company	OK	99.9
surance Company	TX	100
Lloyds	TX	100
ral Insurance Co.	TX	100
c Insurance Co.	DE	100
ıion Prop & Cas Co	CO	100
Union Std Ins Co	CO	100
ance Co. of America	MA	100
ı Midwest Ins. Co.	WI	100
l Insurance Co.	PA	100
Company of Illinois	IL	100

(B) Owned by Commercial Union Assurance
Accident Fire and Life Assurance Corporation
Corporation Ltd. (E) Owned by Commercial
emaining shares owned by CGU Holdings LLC
y CGU Corporation (26.7%) and The Camden
I) Remaining shares owned by Pennsylvania
nd The Camden Fire Insurance Association

ıheld.

ICE COMPANIES

t, Boston, MA 02108
517-725-6702 AMB#: 18458

IT RATING

group's financial condition and operating
: Rating of A+ (Superior). The group's
V. Refer to the Preface for a complete
and procedure.

RATING UNIT MEMBER

CGU Insurance Companies (AMB# 18458):

AMB#	COMPANY	RATING		POOL%
02196	General Accident Ins of Amer	A+	p	50.00
02106	Commercial Union Ins Co	A+	p	18.00
02195	Pennsylvania General Ins Co	A+	p	06.50
10604	GA Insurance Company of NY	A+	p	06.50
02151	American Employers' Ins Co	A+	p	05.00
02155	Northern Assur Co of America	A+	p	05.00
02193	The Camden Fire Ins Assn	A+	p	04.00
02152	The Employers' Fire Ins Co	A+	p	02.00
10606	PG Insurance Company of NY	A+	p	01.50
10605	General Assurance Company	A+	p	00.60
02760	Potomac Insurance Co of IL	A+	p	00.50
11229	Commercial Union Midwest Ins	A+	p	00.30
03799	American Central Ins Co	A+	p	00.10
00273	General Accident Reins America	A+	g	
00466	Hawkeye-Security Ins Co	A+	g	
02372	North Pacific Insurance Co	A+	g	
02375	Oregon Automobile Ins Co	A+	g	
00932	United Security Ins Co	A+	g	
00973	Western States Insurance Co	A+	g	
00269	Commercial Union York Ins Co	A+	r	
02821	CU Homeland Insurance Co	A+	r	
02720	CU Lloyd's of Texas	A+	r	
02524	Farmers and Merchants Ins Co	A+	r	
02525	Midwestern Insurance Company	A+	r	
11804	Potomac Insurance Company	A+	r	
02526	Tri-State Insurance Company	A+	r	

RATING RATIONALE

Current Rating Rationale: The rating reflects the property/casualty group's superior capitalization, favorable post-merger integration progress, the positive implications of its extraordinary year-end reserving actions and favorable earnings prospects. Further, the merger of the US holding companies of CGU plc, Commercial Union Corp. and General Accident Corp. of America has considerably bolstered the group's personal and standard commercial lines competitive market position, enhanced its geographic diversification and secured leading market participations within its core independent agent distribution channels. The merger also provided the worldwide group with increased product and geographic diversification, as well as the potential for significant expense savings through integration initiatives.

A.M. Best also acknowledges CGU-U.S.'s standing as a core and integral operation of CGU plc, U.K., whose financial strength rating is on par with that of its substantial global parent organization. The global group--the largest U.K. general/life insurer and one of the top five European insurers--maintains a superior global market profile, strong balance sheet and considerable financial flexibility. Its operating performance is expected to improve dramatically in 1999 and approach A.M. Best's standards for Superior-rated companies, since sizable merger-related integration charges and extraordinary reserve additions are not expected to recur.

CGU's ultimate parent demonstrated its commitment by infusing $425 million into the U.S. group at year-end, which helped offset its extraordinary reserve charges. The U.S. group bolstered its A&E reserves to an ultimate basis following a vigorous ground-up exposure analysis and also increased General Accident's core reserves to more conservative levels in line with the group's more conservative reserving practices. As a result, CGU-U.S.'s year-over-year surplus remained very stable in the $3.3 billion range, and future operating performance is expected to improve in the absence of several points of historical A&E earnings drag. CGU-U.S.'s 1998 combined ratio of 128.1% includes 21 points of nonrecurring reserve development, but its underlying results remain strong. More importantly, future earnings will more accurately reflect the true earnings power of the new organization as it operates from a position of reserve strength, unlocks expense savings to reduce its above-average expense ratio and manages its susceptibility to frequent but limited severe weather-related losses. CGU-U.S. maintains the strength and stability of a national company with the focus, presence and high-quality service of a regional carrier. The group markets a portfolio of personal, commercial and specialty products nationally and ranks among the top 15 largest domestic property/casualty groups, with more than $4 billion in net writings. The rating applies to the 13 pool members, led by General Accident Insurance Company of America, and seven reinsured affiliates. The rating is based on the consolidation of these 20 companies and six regional companies that are under the direction of the same management as the pool participants.

FIVE YEAR RATING HISTORY

Effective Date	Rating & Modifier	Effective Date	Rating & Modifier
02/25/99	A+		